

201 CM-24150-CII-2015 in
RA-CR-271-CII-2015 in
FAO-5952-2012

Mukesh and others vs. Hanuman Sahay and others

Present: Mr.JS Yadav, Advocate for the applicants/appellants

Mr.MB Jain, Advocate for respondent No.3

CM-24150-CII-2015

The present application is for placing on record the medical bill and other documents as Annexures A-1 to A-9.

The bill, which the applicants/ appellants want to place on record, is an exhibited document and is already on record of the Tribunal as Ex.P1. No other document can be taken on record at this stage.

The present application is disposed of accordingly.

RA-CR-271-CII-2015

The instant application under Section 114 read with Section 151 of the Code of Civil Procedure has been filed for reviewing the judgment dated 14.10.2015 passed in FAO-5952-2012.

The submissions made by Mr.JS Yadav, Advocate representing the applicants/ appellants and Mr.MB Jain, Advocate for respondent No.3- Insurance Company have been heard.

Learned counsel for the applicants/ appellants submits that the medical expenses paid vide bill Ex.P1 proved by PW1 Kapil Chaudhary, Junior Executive Medical Records, Paras Hospital were not reimbursed to the claimants- appellants.

Perusal of the bill Ex.P1 shows that it is not the original bill and is a duplicate one. No reason has been given for withholding the original bill. Moreover, there is no name of the hospital on the bill which issued the same. The receipt vide which the payment against such bill was made, had not been produced. PW1 Kapil Chaudhary, who was examined to prove the bill, stated that he neither prepared the bill,

nor signed the same. The bill amount was also not paid in his presence. For the said reasons, the bill does not appear to be genuine and trustworthy.

The other points on which the applicants/ appellants had sought review are that less amount was awarded under the heads of transportation and last rites expenses and loss of love and affection to the children. All the said heads were separately dealt with and compensation was adequately enhanced. As such, there is no ground for review of the judgment dated 14.10.2015.

The review application stands dismissed accordingly.

26.7.2016
gsv

[SNEH PRASHAR]
JUDGE

Whether reasoned/ speaking?

Yes/No

Whether reportable?

Yes/No